

HOUSE BILL 200

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By: **Delegates Rosenberg, Ali, Carter, Donoghue, and Oaks**

Introduced and read first time: January 22, 2010

Assigned to: Health and Government Operations

Committee Report: Favorable

House action: Adopted

Read second time: February 24, 2010

CHAPTER _____

1 AN ACT concerning

2 **Health Occupations – Morticians and Funeral Directors – Licenses**

3 FOR the purpose of requiring an applicant for a funeral director’s license to pass the
4 arts and sciences State board examinations administered by a certain entity;
5 requiring the Maryland State Board of Morticians and Funeral Directors to
6 advise applicants for certain licenses of certain information; and generally
7 relating to licenses for morticians and funeral directors.

8 BY repealing and reenacting, with amendments,
9 Article – Health Occupations
10 Section 7–303
11 Annotated Code of Maryland
12 (2009 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article – Health Occupations**

16 7–303.

17 (a) (1) The Board shall determine the qualifications necessary for an
18 individual to lawfully engage in the practice of mortuary science or funeral direction
19 and to operate a funeral establishment within this State.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2) Except as otherwise provided in this subtitle, to qualify for a
2 mortician or funeral director license, an applicant shall be an individual who meets
3 the requirements of this section.

4 (b) The Board shall examine all applications for licensure for the practice of
5 mortuary science or funeral direction and shall issue the mortician or funeral director
6 license to an individual who:

7 (1) Is judged to be of good moral character;

8 (2) Has completed not less than 1 year and not more than 2 years of
9 licensed apprenticeship, unless the Board allowed extensions for additional 1-year
10 terms;

11 (3) Except as otherwise provided in this section, has graduated with
12 an associate of arts degree in mortuary science or its equivalent from a school
13 accredited by the American Board of Funeral Service Education or approved by the
14 Board, or has acquired at least an associate of arts degree and completed a course in
15 mortuary science that is accredited by the American Board of Funeral Service
16 Education or approved by the Board;

17 (4) **[Has] FOR AN INDIVIDUAL APPLYING FOR A LICENSE TO**
18 **PRACTICE AS A MORTICIAN**, passed the national board examination administered by
19 the Conference of Funeral Service Examining Boards of the United States;

20 (5) **FOR AN INDIVIDUAL APPLYING FOR A LICENSE TO PRACTICE**
21 **AS A FUNERAL DIRECTOR, PASSED THE ARTS AND SCIENCES STATE BOARD**
22 **EXAMINATIONS, ADMINISTERED BY THE CONFERENCE OF FUNERAL SERVICE**
23 **EXAMINING BOARDS OF THE UNITED STATES;**

24 (6) Except as provided in subsection (c) of this section, has passed a
25 written examination on Maryland law and regulations governing the practice of
26 mortuary science and a practical examination demonstrating competency in the
27 preparation of dead human bodies for final disposition and sanitary science; and

28 **[(6)] (7)** Has submitted an application to the Board on the required
29 form and has paid a fee set by the Board.

30 (c) For an individual applying for a license to practice funeral direction, the
31 practical examination qualification under subsection **[(b)(5)] (B)(6)** of this section may
32 not include demonstrating competency in embalming.

33 **(D) THE BOARD SHALL ADVISE EACH APPLICANT THAT A LICENSE**
34 **ISSUED UNDER SUBSECTION (B) OF THIS SECTION DOES NOT GUARANTEE THAT**
35 **THE APPLICANT WILL BE ALLOWED TO PRACTICE IN ANY OTHER STATE.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2010.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.